



01-20-06

RCE #

PTO/SB/30 (04-05)

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Request For Continued Examination (RCE) Transmittal Address to: Customer Window, MS RCE U.S. Patent and Trademark Office Randolph Building 401 Dulany Street Alexandria, Virginia 22314	Application Number	10/081130
	Filing Date	February 22, 2002
	First Named Inventor	David E. Johnston
	Art Unit	3679
	Examiner Name	V. A. Patel
	Attorney Docket Number	01-0002 (8470-000070/US)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☒ Other Revised petition to accept an unintentionally delayed benefit claim under 35 USC 120 & 119(e); and Revised Amendment submitted with Petition under 37 CFR 1.78(a)(3) and 1.78(a)(6)

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 08-0750. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e) **\$790.00**

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Ryan W. Massey</i>	Date	1-19-06
Name (Print/Type)	Ryan W. Massey	Registration No.	38,543

Express Mail Label No. EV 717 344 137 US (1/19/2006) Dated: January 19, 2006

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